



{In Archive} ROC: PTP call
Aaron Setran to: Rich Campbell
Cc: Eric Byous, David Albright

06/19/2007 11:57 AM

From: Aaron Setran/R9/USEPA/US
To: Rich Campbell/R9/USEPA/US@EPA,
Cc: Eric Byous/R9/USEPA/US@EPA, David Albright/R9/USEPA/US@EPA
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Rich:

Ernie Crowley from PineView called me this morning to discuss the demand letter we recently sent PTP. Although he had not yet checked w/ his maintenance people, the Robinsons, he is sure that PineView has conducted the necessary inspections, and sent the required reports, in contrast to EPA's assertions made in the demand letter. He also stated that all systems are currently operating without any problems, and thus, didn't understand how it is that EPA was seeking a penalty. I explained that I am aware that all systems are operating without problem now, and in the recent past, but that EPA is seeking a civil penalty for past violations, all related to noncompliance with permit requirements. Also, I told him that we do not have submittals from PineView as asserted in the demand letter, but we'd be happy to review copies of past submittals which, for some reason, may have never made it to our office.

Relative to the requirement for annual inspections of individual septic systems on site (and reporting), Mr. Crowley told me that he did not have the legal right to inspect private property. That is, PTP does not have the legal right to access individual property owner's septic tanks for inspection purposes. I explained to him that the inspections are a requirement of the permit, that PTP is signatory to the permit, and that since each property owner is discharging to a "community system" PineView has a responsibility to EPA (and the residents) that the system is operating as designed.....this needs to be worked-out between PTP and the individual property owners.

Mr. Crowley asked me to FAX him a copy of the permit for his review. I've done that. I told Mr. Crowley that EPA is serious about a civil penalty in this matter and that PineView should seriously consider legal representation. I also told Mr. Crowley that EPA expects a written reply from PTP regarding EPA's demand letter by the date specified in that letter. Mr. Crowley told me that he will call me Thursday morning to follow-up after his review of the permit, and after he discusses EPA's assertions with his maintenance people.

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